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O I P E T R A N S M I T T A L F O R M A U G 3 1 2005 <small>(to be used for all correspondence after initial filing)</small>		Application Number 10/616,453 ..
		Filing Date July 8, 2003
		First Named Inventor Kley, Victor B.
		Art Unit 2883
		Examiner Name C.M. Kalivoda
Total Number of Pages in This Submission 1		Attorney Docket Number 020921-001612US

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Return Postcard
<div style="border: 1px solid black; padding: 2px;"> Remarks The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430. Enclosed is the Response to Restriction and/or Election Requirement, in response to the Office Action dated July 28, 2005 for the above-identified application. </div>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	Townsend and Townsend and Crew LLP		
Signature			
Printed name	David N. Slone		
Date	August 29, 2005	Reg. No.	28,572

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Signature			
Typed or printed name	Valerie Peterson	Date	August 29, 2005



PATENT
Attorney Docket No.: 020921-001612US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

VICTOR B. KLEY

Application No.: 10/616,453

Filed: July 8, 2003

For: SCANNING PROBE,
MICROSCOPY INSPECTION AND
MODIFICATION SYSTEM

Customer No.: 20350

Confirmation No. 1054

Examiner: C.M. Kalivoda

Technology Center/Art Unit: 2883

**RESPONSE TO RESTRICTION AND/OR
ELECTION REQUIREMENT**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Office Action mailed July 28, 2005, Applicant responds to the Examiner election/restrictions request as follows:

Claims Listing begin on page 2 of this paper.

Remarks/Arguments begin on page 3 of this paper.